

CERTIFICATE OF FILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO electronically via EFS-Web or via first class mail addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below

Date: November 25, 2008

By /Jennifer Archer/
Jennifer Archer

Docket No. 107101-47 WCG
Confirmation No. 2497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Elisabeth ARKENAU-MARIC et al
SERIAL NO. : 10/567,594
CUSTOMER NO. : 27386
FILED : December 12, 2006
FOR : DOSAGE FORM THAT IS SAFEGUARDED FROM ABUSE
ART UNIT : 1618
EXAMINER : Micah Paul Young

November 25, 2008

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO/SB/08.

I. Timeliness, Fees and Certifications in lieu of Fees

This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

II. Copies of Listed References

Copies of all references listed on the attached Form PTO SB 08 are being supplied.
Copies of U.S. patents are not included pursuant to 37 CFR § 1.98 (a) (2) (ii).

III. Concise Statement of Relevance

These references are relevant because they are cited in a corresponding application. The Examiner will note that English language counterparts or Abstracts of non-English language references are enclosed, as follows:

WO 03 024430 is also published as US 200425310 and US 2008254123.

WO 2005/016313 is also published as US 2007183980.

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,
NORRIS MCLAUGHLIN & MARCUS, P.A.

By /Kurt G. Briscoe/
Kurt G. Briscoe
Attorney for Applicant(s)
Reg. No. 33,141
875 Third Avenue - 18th Floor
New York, New York 10022
Phone: (212) 808-0700
Fax: (212) 808-0844